

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF DELAWARE

Case number (if known)

Chapter

11☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

02/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name SureFunding, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 35-2497898

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

**6671 Las Vegas Blvd.
Suite 210
Las Vegas, NV 89119**

Number, Street, City, State & ZIP Code

P.O. Box, Number, Street, City, State & ZIP Code

Clark

County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) _____

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other. Specify: _____

Debtor **SureFunding, LLC**
Name

Case number (if known) _____

7. Describe debtor's business A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

5239**8. Under which chapter of the Bankruptcy Code is the debtor filing?***Check one:*

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor **SureFunding, LLC**
Name

Case number (if known)

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (*Check all that apply.*)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?** _____

Number, Street, City, State & ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds***Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors☐ 1-49☒ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000**15. Estimated Assets**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☒ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion**16. Estimated liabilities**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☒ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor **SureFunding, LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures**WARNING** – Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **April 14, 2020**
MM / DD / YYYYX 
Signature of authorized representative of debtor**John Palmer, for Tamarack Associates, Inc.**
Printed nameTitle **Independent Manager****18. Signature of attorney**X **/s/ Thomas M. Horan**Date **April 14, 2020**

Signature of attorney for debtor

MM / DD / YYYY

Thomas M. Horan

Printed name

Fox Rothschild LLP
Firm name**919 North Market Street, Suite 300**
Wilmington, DE 19801
Number, Street, City, State & ZIP CodeContact phone **302-654-7444**Email address **thoran@foxrothschild.com****DE Bar No. 4641**

Bar number and State

**UNANIMOUS WRITTEN CONSENT OF
THE MANAGERS
OF SUREFUNDING, LLC**

The undersigned, being all of the Managers of SureFunding, LLC (the “Company”) do hereby adopt the following resolutions, which resolutions shall have the same force and effect as if adopted by a vote of the Managers of the Company (the “Managers”) at a duly convened meeting held for such purposes:

WHEREAS, the Managers, acting pursuant to the laws of the State of Delaware, have considered the financial and operational aspects of the business of the Company;

WHEREAS, the Managers have reviewed the historical performance of the Company, the market for the Company’s products, and the current and long-term liabilities of the Company;

WHEREAS, the Managers have, over the last several months, reviewed the materials presented to it by management of the Company, with input from the Company’s legal and financial advisors (including the law firm of Fox Rothschild LLP), regarding the need to undertake a financial restructuring of the Company;

WHEREAS, the Managers have considered the financial and strategic alternatives available to the Company in the current circumstances.

NOW, THEREFORE, BE IT RESOLVED, that in the judgment of the Managers, it is desirable and in the best interests of the Company, its respective creditors, employees, equity holders and other interested parties that the Company commence a chapter 11 case by filing a voluntary petition for relief under chapter 11 of the United States Bankruptcy Code for the Company in the United States Bankruptcy Court for the District of Delaware;

RESOLVED, that the Managers be, and each of them hereby is, authorized on behalf of the Company

to execute, verify and file all petitions, schedules, lists, and other papers or documents, and to further take any and all actions and steps deemed by any such Manager to be necessary or desirable in connection with the Company's chapter 11 case, and otherwise to fulfill the obligations of the Company pursuant thereto;

RESOLVED, that the Managers have previously authorized the engagement of legal counsel in connection with the proposed reorganization, and hereby further ratify and approve the engagement of Fox Rothschild LLP ("Fox") as bankruptcy counsel to represent and assist the Company in carrying out its duties under chapter 11 of the Bankruptcy Code, and to take any and all actions to advance the Company's rights in connection therewith, and the Managers are hereby authorized and directed to execute appropriate retention agreements, pay appropriate retainers prior to and immediately upon the filing of the bankruptcy, and to cause to be filed an appropriate application for authority to retain the services of Fox;

RESOLVED, effective as of April 13, 2020 Gavin/Solmonese LLC ("G/S") shall be and hereby is appointed to provide a chief restructuring and liquidation officer ("CRLO") to the Company, the CRLO serving as an officer of the Company reporting to the Managers, and with the CRLO reporting directly to the Independent Manager on all aspects of the Chapter 11 Case, with full power to call meetings of the Managers and to establish agendas for such meetings, and with the direction or authorization of the Managers to, among other actions that would be customary for one serving in the capacity of a chief restructuring and liquidation officer.

RESOLVED, that the Managers of the Company be, and hereby are, authorized and directed to employ any other professionals necessary to assist the Company in carrying out its duties under the Bankruptcy Code; and in connection therewith, the Managers are hereby authorized and directed to execute appropriate retention agreements, pay

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appropriate remains prior to or immediately upon the
filing of the chapter 11 case and cause to be filed
appropriate applications with the bankruptcy court
for authority to retain the services of any other
professionals, as necessary, and on such terms as are
deemed necessary, desirable and proper;

RESOLVED, that any and all actions heretofore
taken by any Manager of the Company in the name
and on behalf of the Company in furtherance of the
purpose and intent of any or all of the foregoing
resolutions be, and hereby are, ratified, confirmed,
and approved in all respects.

IN WITNESS WHEREOF, the undersigned have duly
executed this Consent as of April 14, 2020.

MANAGERS



Justin Abernathy



Jason Abernathy

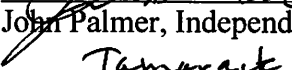
John Palmer, Independent
Manager

IN WITNESS WHEREOF, the undersigned have duly executed this Consent as of April 14, 2020.

MANAGERS

Justin Abernathy

Jason Abernathy



John Palmer, Independent Manager for
Tamarack Associates, Inc.

Fill in this information to identify the case:

Debtor name **SureFunding, LLC**
 United States Bankruptcy Court for the: **DISTRICT OF DELAWARE**
 Case number (if known): _____

☐ Check if this is an
 amended filing

Official Form 204
Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Brett Hatton 2906 South 4th Street Austin, TX 78704	Brett Hatton bretthattonatx@gmail.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$4,051,144.64
Autumn Wind Global Multi-Strategies Fund 10132-G Colvin Run Road Great Falls, VA 22066	Neal Falkenberry tnf@autumnwind.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$3,746,281.53
Damon Gersh 84 Longview Rd. Port Washington, NY 11050	Damon Gersh DGersh@maxons.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$2,468,212.89
Jason Eckenroth 3765 Wild Plum Boulder, CO 80304	Jason Eckenroth jason@eckenroth.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$2,428,916.49
Wayne James and Associates, LLC 2903 Lepage Street Suite 3 New Orleans, LA 70119	Wayne James and Brian James waynejam1@yahoo.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$2,213,244.53
The Sherri Sands Revocable Trust 5137 Jungle Plum Road Sarasota, FL 34242	Greg Sands and Sherri Sands SSands@srsandco.com, Gsands@srsandco.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$2,140,732.30

Debtor **SureFunding, LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Aliva Investments, Inc. 930 Tahoe Blvd. 802-511 Incline Village, NV 89451	Tony Lillios tony.lillios@gmail.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$1,926,659.07
Carrickfergus Investments Limited 3076 Sir Francis Drakes Highway Road Tortola, BVI	Stephane Carnot stephane@carnot.us	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$1,686,354.65
Family Iron Trust 5348 Vegas Drive #778 Las Vegas, NV 89119	Duncan Ironmonger duncani@scufgaming.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$1,106,800.85
Dennis Pedra 3202 Plantation Village Village Dorado, PR 00646	Dennis Pedra dennispedra@yahoo.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$1,070,366.14
Glickfield Capital Management, LLC FBO M. Glickfield Dynasty Trust 725 Rockville Pike 3rd Floor Rockville, MD 20852	Louis Glickfield lg@louisglickfield.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$1,069,923.86
Self Directed IRA Services, Inc. Custodian Earl Coronel P.O. Box 180344 Hawaii National Park, HI 96718	Earl Coronel earlmcornell@me.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$653,559.59
Equity Trust Company Custodian FBO David Zebrowski 11 Dorado Beach East Dorado, PR 00646	David Zebrowski d_zebrowski@yahoo.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$576,949.73
Jack C. Fortnum 4289 Deephaven Lane Naples, FL 34119	Jack Fortnum fortnumjack@gmail.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$563,130.95
Dylan Taylor 8 Lilhaven Lane Littleton, CO 80123	Dylan Taylor dylantaylor4@gmail.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$554,015.15

Debtor **SureFunding, LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Sequis Group, LLC 1071 N. Campbell Rd. Royal Oak, MI 48067	Eric Eder eric@sequisgroup.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$552,179.87
ESECO, LLC 47911 Halyard Drive Suite 100 Plymouth, MI 48170	Eric Eder eric@sequisgroup.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$552,179.87
The Briggs Management Trust 4 Valbella Dr. Austin, TX 78746	Matt Briggs MBriggs@fourhands.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$544,029.08
BF LP 9041 E. Wesley Drive Denver, CO 80231	Randy Brunschwig randy@excelldeale.rs.com	promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$535,183.08
Dylan Taylor 2011 Grantor Trust 401 East 8th Street Suite 319 Sioux Falls, SD 57103		promissory note, subject to recharacterization	Contingent Unliquidated Disputed			\$535,183.07

**United States Bankruptcy Court
District of Delaware**

In re **SureFunding, LLC**

Debtor(s)

Case No.

Chapter

11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Abernathy Online Management, Inc. 6671 Las Vegas Blvd S Suite 210 Las Vegas, NV 89119			
CTJT Family Trust 425 Road 693 PMB 310 Dorado, PR 00646		46.782648	
CYB Holdings, LP 6671 Las Vegas Blvd S Suite 210 Las Vegas, NV 89119			
Grannan Holdings, LP 6671 Las Vegas Blvd S Suite 210 Las Vegas, NV 89119			
HARRAY Holdings Trust 425 Road 693 PMB 310 Dorado, PR 00646		21.526094	
SIA & Associates, LLC 6671 Las Vegas Blvd S Suite 210 Las Vegas, NV 89119		17.159662	
SureFunding Holdings, LLC 6671 Las Vegas Blvd S Suite 210 Las Vegas, NV 89119			

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Independent Manager** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **April 14, 2020**

Signature


John Palmer, for Tamarack Associates, Inc.

Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.

**United States Bankruptcy Court
District of Delaware**

In re **SureFunding, LLC**

Debtor(s)

Case No.

Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **SureFunding, LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

CTJT Family Trust
425 Road 693 PMB 310
Dorado, PR 00646

HARRAY Holdings Trust
425 Road 693 PMB 310
Dorado, PR 00646

SIA & Associates, LLC
6671 Las Vegas Blvd S
Suite 210
Las Vegas, NV 89119

☐ None [*Check if applicable*]

April 14, 2020

Date

/s/ Thomas M. Horan

Thomas M. Horan

Signature of Attorney or Litigant

Counsel for **SureFunding, LLC**

Fox Rothschild LLP

919 North Market Street, Suite 300

Wilmington, DE 19801

302-654-7444 Fax:302-656-8920

thoran@foxrothschild.com

Fill in this information to identify the case:Debtor name SureFunding, LLCUnited States Bankruptcy Court for the: DISTRICT OF DELAWARE

Case number (if known) _____

☐ Check if this is an amended filingOfficial Form 202**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☒ Other document that requires a declaration **Corporate Ownership Statement (Rule 7007.1)**

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 14, 2020

x


 Signature of individual signing on behalf of debtor

John Palmer, for Tamarack Associates, Inc.
 Printed name

Independent Manager
 Position or relationship to debtor